

13-3612. Definitions; contributing to dependency or delinquency

For the purposes of sections 13-3613 through 13-3618, unless the context otherwise requires:

1. "CONTROLLED SUBSTANCES" MEANS ANY DRUG LISTED IN 13-3401 UNLESS TAKEN AS PRESCRIBED BY A MEDICAL PRACTITIONER LICENSED PURSUANT TO TITLE 32 CHAPTERS 7, 11, 13 OR 17.

1- 2. "Delinquency" means any act that ~~tends to debase or injure the morals, health or welfare of a child.~~ THAT CONTRIBUTES TO, CAUSES OR TENDS TO CAUSE A CHILD TO VIOLATE A LAW OF THIS STATE, OR AN ORDINANCE OF A COUNTY, CITY OR TOWN DEFINING A CRIME.

-2. 3. "Delinquent person" includes any person under the age of eighteen years who violates a law of this state, or an ordinance of a county, city or town defining A crime.

3- 4. "Dependent person" means a person under the age of eighteen years:

(a) ~~Who is found begging, receiving or gathering alms, whether actually begging or under the pretext of selling or offering anything for sale.~~

(a) WHO HAS NO PARENT OR GUARDIAN WILLING OR CAPABLE OF PROVIDING IS FOUND TO HAVE NO READILY AVAILABLE MEANS OF OBTAINING ACCESS TO FOOD AND SHELTER ADEQUATE FOR A PERSON OF HIS OR HER AGE.

(b) ~~Who is found in a street, road or public place with the intent of begging, gathering or receiving alms.~~

(c) ~~Who is a vagrant.~~

(d) ~~Who is found wandering and who does not have a home, or a settled place of abode, or a guardian or any visible means of subsistence.~~

(e) (b) Who has no parent or guardian willing to exercise, or capable of exercising, proper parental control over the dependent person.

(f) ~~Who is destitute.~~

(g) © Whose home, by reason of neglect, cruelty or depravity OR CRIMINAL ACTIVITY of the dependent person's parents, or either of them, or on the part of the dependent person's guardian, or on the part of the person in whose custody or care the dependent person may be, is an unfit place for such person.

(h) ~~Who frequents the company of reputed criminals, vagrants or prostitutes.~~

(i) ~~Who is found living or being in a house of prostitution or assignation.~~

(j) ~~Who habitually visits, without a parent or guardian, a saloon or place where spirituous, vinous or malt liquors are sold, bartered or given away.~~

(k) ~~Who persistently refuses to obey the reasonable orders or directions of the dependent person's parent or guardian.~~

(l) (d) Who is incorrigible and who is beyond the control and power of the dependent person's parents, guardian or custodian by reason of the vicious conduct or nature of the person. AS DEFINED IN 8-201(18).

(e) WHO HABITUALLY USES TOBACCO OR VAPOR PRODUCTS AS DEFINED IN 13-3622, ALCOHOL OR CONTROLLED SUBSTANCES.

(f) IS A DRUG ENDANGERED CHILD BECAUSE THE PARENT, GUARDIAN, OR THE PERSON HAVING CARE OR CUSTODY OF THE DEPENDENT PERSON IS:

(1) AN HABITUAL USER OF ALCOHOL OR CONTROLLED SUBSTANCES AND WHO:

(a) IS UNWILLING OR INCAPABLE OF EXERCISING PROPER CONTROL OVER THE CHILD OR;

(b) IS UNWILLING OR INCAPABLE OF PROVIDING NECESSARY EMOTIONAL SUPPORT TO THE CHILD OR;

© IS UNWILLING OR INCAPABLE OF PROVIDING A SUITABLE HOME OR ENVIRONMENT FOR THE CHILD AS DEMONSTRATED BY NEGLECT, ABUSE, UNSANITARY OR DANGEROUS CONDITIONS, LACK OF FOOD OR OTHER NECESSARY PROVISIONS, OR ACCESS TO DANGEROUS MATERIALS; OR  
(d) PLACES THE DEPENDENT PERSON IN DANGER THROUGH EXPOSURE TO ALCOHOL OR CONTROLLED SUBSTANCES OR THE ASSOCIATION WITH PERSONS UNDER THE INFLUENCE OF ALCOHOL OR CONTROLLED SUBSTANCES.

(2) IMPAIRED TO THE DEGREE THAT THE DEPENDENT PERSON IS ENDANGERED WITH A RISK OF HARM

~~(m) Whose father or mother is dead, or has abandoned the family, or is an habitual drunkard, or whose father or mother does not provide for the person, and it appears that the person is destitute of a suitable home or adequate means of obtaining an honest living, or who is in danger of being brought up to lead an idle, dissolute and immoral life, or when both parents are dead, or the mother or father, if living, is unable to provide proper support and care of the person.~~

~~(n) Who habitually uses intoxicating liquor as a beverage, habitually smokes cigarettes or uses opium, cocaine, morphine or other similar drugs without direction of a competent physician or a qualified registered nurse practitioner.~~

~~(o) Who from any cause is in danger of growing up to lead an idle, dissolute or immoral life.~~